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4 Attorney for Defendants
5 Mission Petroleum, Inc.,
Hakam Singh Misson and
6 Simrat Kaur Misson

7 **IN THE UNITED STATES DISTRICT COURT**
8 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
9 **OAKLAND DIVISION**

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11 Phillips 66 Company, as Successor in Interest
to ConocoPhillips Company, a Delaware
12 corporation,

13 Plaintiff,

14 vs.

15 Mission Petroleum, Inc., a California
corporation, Hakam Singh Misson, an
16 individual and Simrat Kaur Misson, an
individual, and Does 1-10, inclusive,

17 Defendants,

18 Case No. CV13-00826-SBA

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**STIPULATION RE: CONSENT TO
PARTICIPATE IN AN EARLY
SETTLEMENT CONFERENCE AND
EXTENSION OF TIME TO FILE
RESPONSIVE PLEADINGS TO
PLAINTIFFS' COMPLAINT; ORDER
THEREON**

20 **RECITALS**

21 On February 25, 2013, Defendants Mission Petroleum, Inc., Hakam Singh Misson and
22 Simrat Kaur Misson ("Defendants") removed this case to this Court. On March 18, 2013,
23 Plaintiff Phillips 66 Company and Defendants (the "Parties") further met and conferred, by and
24 through counsel of record, over the telephone in accordance with Federal Rule of Civil
25 Procedure 26, Civil Local Rule 16-9 and this Court's Standing Order. The Parties had
26 previously met and conferred with respect to continuing time to file responsive pleadings to
27 Plaintiffs Complaint. The Parties have now discussed the ADR Process selection and jointly
28 decided that this case might benefit from an early settlement conference before a United States

1 Magistrate Judge for the Northern District of California. The Parties further agreed that it would
2 be in their best interest to minimize motion practice and litigation costs in this matter pending the
3 conclusion of the early settlement conference. Accordingly, the Parties have reached the
4 following agreement.

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6 **STIPULATION**

7 NOW, THEREFORE, Plaintiffs and Defendants, by and through their counsel of record,
8 HEREBY STIPULATE AND AGREE AS FOLLOWS:

9 1. The parties agree to participate in an early settlement conference before a
10 Magistrate Judge and respectfully request that this Court refer them to a settlement conference as
11 soon as possible.

12 2. Plaintiffs shall have up to and including April 5, 2013, to file their responses to
13 Plaintiffs Complaint.

14 **IT IS SO STIPULATED AND AGREED.**

15 Dated: March 25, 2013

LAW OFFICES OF DAWN CEIZLER

16
17 By: _____ /s/
18 Dawn Ceizler
19 Attorney for Plaintiff Phillips 66 Company

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21 Dated: March 25, 2013

THE LAW OFFICES OF SUNITA KAPOOR

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23 By: _____ /s/
24 Sunita Kapoor
25 Attorney for Defendants Mission Petroleum,
26 Inc., Hakam Singh Misson and Simrat Kaur
27 Misson

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2 **ORDER**

3 The foregoing Stipulation is approved. Defendants shall have up to and including April
4 5, 2013, to file responsive pleadings to Plaintiffs' Complaint and the Court will refer this matter
5 to an early settlement conference before a Magistrate Judge.

6 **IT IS SO ORDERED.**

7 Dated: 3/29/13 _____
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Judge Saundra Brown Armstrong

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